

## **STRUCTURAL PEST CONTROL BOARD**

### **INITIAL STATEMENT OF REASONS**

Hearing Date: October 7, 2005

Subject Matter of Proposed Regulations: Amendment of violation class fines pursuant to Civil Penalty Actions by Commissioners

Section Affected: 1922

#### Specific Purpose of each adoption, amendment, or repeal:

Section 1922 of the California Code of Regulations mirrors fine authority as it relates to pesticide use violations and citations on the agricultural side, is being amended to reflect as closely as possible the new fine structure and clarify the fine ranges for serious, moderate and minor violations.

#### Factual Basis/Rationale

The County Agricultural Commissioners have authority pursuant to Section 8617 of the Business and Professions Code to determine the violation class and fine amount when a structural pesticide-related violation has occurred. The proposed amendment will place into regulation fine ranges for the violation classes serious, moderate and minor.

#### Underlying Data

None

#### Business Impact

The Board has initially determined there will be costs to licensees who are in violation of the law.

#### Specific Technologies or Equipment

This regulation does not mandate the use of specific technologies or equipment.

#### Consideration of Alternatives

No reasonable alternative to the regulation would be either more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed regulation.

## STRUCTURAL PEST CONTROL BOARD

### INITIAL STATEMENT OF REASONS

Hearing Date: October 7, 2005

Subject Matter of Proposed Regulations: Establish Public Information System  
Disclosure for complaints

Section Affected: 1923

Specific Purpose of each adoption, amendment, or repeal:

The Structural Pest Control Board provides consumers with complaint history upon request by telephone or in writing when verifying status on a pest control company or licensee.

***Factual Basis/Rationale***

The Board currently has a complaint disclosure policy. This proposal will adopt into regulation the Department of Consumer Affairs proposed complaint disclosure procedures.

Underlying Data

None

Business Impact

This regulation will not have a significant adverse economic impact on businesses.

Specific Technologies or Equipment

This regulation does not mandate the use of specific technologies or equipment.

Consideration of Alternatives

No reasonable alternative to the regulation would be either more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed regulation.

## **STRUCTURAL PEST CONTROL BOARD**

### **INITIAL STATEMENT OF REASONS**

Hearing Date: October 7, 2005

Subject Matter of Proposed Regulations: Establish pesticide Applicator license and renewal fee.

Section Affected: 1948

Specific Purpose of each adoption, amendment, or repeal:

Sections 8590.1 and 8564.5 of the Business and Professions Code state that Applicators will pay a license fee as a condition to being issued a license and as a condition of renewal of an Applicator's license. The proposed amendment will establish into regulation a license and renewal fee for the Applicator license.

Factual Basis/Rationale

Although statutes in the Business and Professions Code provide for the issuance and renewal of this license category, an exact fee has not been established. The proposed amendment would establish an Applicator license and renewal fee by lowering the Operator's license and renewal fee so that net gain is close to zero.

Underlying Data

None

Business Impact

This regulation will not have an adverse economic impact on businesses unless pest control companies choose to pay these fees for their employees.

Specific Technologies or Equipment

This regulation does not mandate the use of specific technologies or equipment.

Consideration of Alternatives

No reasonable alternative to the regulation would be either more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed regulation.